

PATENT

AF  
JFW  
Docket No. 24,757 USA



**EXPEDITED PROCESSING -  
RESPONSE TO FINAL REJECTION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTORS: Wayne L. Pushka

APPLICATION NO. 09/770,930

FILED: January 26, 2001

Examiner: L. Hamilton

CASE NO. 24,757 USA

Group Art Unit: 3624

TITLE: SYSTEM FOR OPTIMIZING INVESTMENT PERFORMANCE

---

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence, along with any paper indicated as being enclosed, are being deposited with the United States Postal Service as first-class mail, postage prepaid, in an envelope addressed to: MAIL STOP AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 23, 2005.

December 23, 2005  
Date

Lynn M. White

---

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REPLY AND AMENDMENT UNDER 37 C.F.R. §1.116  
TO EXAMINER'S FINAL ACTION MAILED JULY 28, 2005**

Sir:

This is in response to the final Action mailed July 28, 2005, having a period for response set to expire on October 28, 2005. A Petition for a two-month Extension of Time is submitted herewith, thereby extending the date for response to December 28, 2005, along with a Form PTO 2038 authorizing the payment of the extension fee by credit card. The following amendments and remarks are respectfully submitted.

Amendments to the claims begin on page 2 of this paper; Remarks begin on page 11 of this paper.